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VOLUME 7 NUMBER 173

Washington, Wednesday, September 2, 1942

The President

EXECUTIVE ORDER 9234

ESTABLISHING TEN WILDLIFE MANAGEMENT AREAS

NEW YORK

WHEREAS certain hereinafter-listed tracts of land in the State of New York, together with the improvements thereon, have been, or are in process of being, acquired by the United States in connection with the New York Land Project, LA–NY–4, Site 2, and New York Wildlife Project, LA–NY–5, Sites 1, 4, 5, 6, 7, 8, 9, 11, and 12, under authority of Title II of the National Industrial Recovery Act, approved June 16, 1933 (48 Stat. 200), the Emergency Relief Appropriation Act of 1935, approved April 8, 1935 (49 Stat. 115), and Title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (50 Stat. 522, 525); and

WHEREAS by Executive Order No. 7908 [1], of June 9, 1938, all the right, title, and interest of the United States in such lands as were acquired, or are in process of acquisition, under Title II of the said National Industrial Recovery Act and the said Emergency Relief Appropriation Act of 1935 was transferred to the Secretary of Agriculture for use, administration, and disposition in accordance with the provisions of Title III of the said Bankhead-Jones Farm Tenant Act and the related provisions of Title IV thereof; and immediately upon acquisition of legal title to those lands now in process of acquisition under the said acts, the said Executive order, under the terms thereof, will become applicable to all the additional right, title, and interest thereby acquired by the United States; and

WHEREAS the Secretary of Agriculture has recommended that jurisdiction over such lands be transferred to the Department of the Interior and that such lands be reserved as a refuge and breeding ground for native birds and other wildlife, under the conditions hereinafter stated:

[1] 3 F.R. 1389.

NOW, THEREFORE, by virtue of the authority vested in me by section 32, Title III of the said Bankhead-Jones Farm Tenant Act, and as President of the United States, it is ordered that, subject to valid existing rights, jurisdiction over the 47,207.55 acres, more or less, of lands, consisting of the tracts identified by number within the following-listed sites, together with the improvements thereon, acquired or in process of acquisition by the United States, be, and it is hereby, transferred to the Department of the Interior, together with such equipment in use in connection with such lands as may be designated by the Secretary of Agriculture, and the said lands are hereby reserved as a refuge and breeding ground for native birds and other wildlife and for research relating to wildlife and associated forest resources, under such conditions of use and administration as will best carry out the purposes of the land-conservation and land-utilization program for which such lands have been, or are being, acquired: *Provided, however,* (1) that such lands shall remain available to the State of New York for use and management by its Conservation Department, under the custody of the Fish and Wildlife Service of the Department of the Interior, so long as there remains in force and effect a lease or cooperative agreement between the United States of America and the State of New York providing for such use and management; and (2) that the Secretary of Agriculture shall retain such jurisdiction over the lands now in process of acquisition by the United States as may be necessary to enable him to complete their acquisition:

NEW YORK LAND PROJECT LA–NY–4

Site 2, Schuyler and Tompkins Counties

Tract No.	Tract No.	Tract No.	Tract No.
1	13	21	30
2	14	22	31
3	16	23	32
4	17	25	36
4a	18	27	37
11	19	28	39
12	20	29	40

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REGULATIONS AND NOTICES

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FEDERAL REGISTER

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CONTENTS—Continued

NEW YORK LAND PROJECT LA–NY–4—Con.

Site 2, Schuyler and Tompkins Counties—Continued

Tract No.	Tract No.	Tract No.	Tract No.
41	55	70	107
43	56	71	1509
44	57	72	1513
45	58	73	1519
46	60	74	1522
47	61	76	1523
48	62	79	1534
49	64	79a	1538
50	65	80	1539
50a	66	81	1541
51	67	84	1543
52	68	97	
54	69	106	

The reservation of Site 2 shall be known as the Cayuta Wildlife Management Area.

NEW YORK WILDLIFE PROJECT LA–NY–5

Site 1, Chautauqua County

Tract No.	Tract No.	Tract No.	Tract No.
46	54	68a	1805
48	56	1802	1841
49	67	1803	1861
50	68	1804	

The reservation of Site 1 shall be known as the Canadaway Wildlife Management Area.

Site 4, Allegany County

Tract No.	Tract No.	Tract No.	Tract No.
29a	48	66a	1810
34a	51	67	1811
34c	60	68a	1813
34d	63	69	1817
35	64	78	1843
44	65	78a	1844
46	66	79a	1854
47			

The reservation of Site 4 shall be known as the Marshall Wildlife Management Area.

Site 5, Allegany and Livingston Counties

Tract No.	Tract No.	Tract No.	Tract No.
24	45	56a	1828
26a	46	56b	1840
30	48	59	1845
31	53	62	1851
35	53a	1824	1857
37	55	1825	
44	56	1827	

The reservation of Site 5 shall be known as the Nunda Wildlife Management Area.

Site 6, Ontario and Yates Counties

Tract No.	Tract No.	Tract. No.	Tract No.
2, b, c	5b	35	60
3	8	35a	64
3a	19	43	1839
4	29	44	1842
5	30	45	
5a	34	51	

The reservation of Site 6 shall be known as the Naples Wildlife Management Area.

Site 7, Oswego County

Tract No.	Tract No.	Tract No.	Tract No.
1	16	38	1831
2	16a	39	1832
2a	17	40	1834
3	21	41	1835
4	21a	41a	1836
4b	22	47	1837
5	22a	51	1838
6	23	52	1846
6a	27	52a	1848
6b	28	53	1849
7	29	56	1852
7a	30	60a	1853
7b	31	65	1855
8	33	69	1856
10	34	1826	1858
12	35	1830	1860
13	36		

The reservation of Site 7 shall be known as the Albion Wildlife Management Area.

Site 8, Jefferson and Oswego Counties

Tract No.	Tract No.	Tract No.	Tract No.
1	29	43	59
1a	29a	43a	60
1b	30	46	61
7a	33	47	64
8	34	50	67
12a	35	55	1847
17	38	55a	1859
20	39a	56	
26	42	57	

The reservation of Site 8 shall be known as the Boylston Wildlife Management Area.

Site 9, Madison County

Tract No.	Tract No.	Tract No.	Tract No.
10	28	63a	1808
11	29	65	1809
12	30	66	1812
21	35	69	1815
23a	40	72	1821
25	41	1806	1822
26	63	1807	1823
27			

The reservation of Site 9 shall be known as the Tinselor Wildlife Management Area.

Site 11, Delaware County

Tract No.	Tract No.	Tract No.	Tract No.
1	9a	9–l	9w
2	9b	9m	9x
3	9c	9n	10
4	9d	9o	11
5	9e	9p	12
6	9f	9q	13
6a	9g	9r	14
6b	9h	9s	15
7	9i	9t	1800
8	9j	9u	1801
9	9k	9v	

The reservation of Site 11 shall be nown as the Walton Wildlife Manage- ent Area.

Site 12, Albany County

Tract No.	Tract No.	Tract No.	Tract No.
6	23	38	52
9	24	39	53
11	25	41	1814
12	26	43	1816
14	32	44	1819
17	34	47	1820
20	35	48	1829
21	37	49a	1850
22			

The reservation of Site 12 shall be known as the Berne Wildlife Management Area.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 31, 1942

[F. R. Doc. 42-8556; Filed, August 31, 1942; 3:15 p. m.]

EXECUTIVE ORDER 9227

AMENDMENT OF EXECUTIVE ORDER NO. 4314 OF SEPTEMBER 25, 1925, ESTABLISHING RULES GOVERNING THE NAVIGATION OF THE PANAMA CANAL AND ADJACENT WATERS

Correction

The first sentence of Rule 98 appearing on page 6630 of the issue of Saturday, August 22, 1942, should read as follows:

"Rule 98. *Penalty for injuring or obstructing canal.* As provided by section 821 of title 5 of the Canal Zone Code, any person who by any means or in any way injures or obstructs or attempts to injure or obstruct any part of the Panama Canal or the locks thereof or the approaches thereto, shall be punished by imprisonment in the penitentiary for not more than twenty years, or by a fine of not more than $10,000, or by both."

Regulations

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics, Department of Commerce

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, CONTROL ZONES OF INTERSECTION, CONTROL AIRPORTS, AND RADIO FIXES

[Amendment 14]

DESIGNATION OF CERTAIN CONTROL AIRPORTS

AUGUST 29, 1942.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and § 60.21 of the Civil Air Regulations, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By amending § 601.3[1] so as to include in the proper alphabetical order the designation of the following airports as control airports:

City:	*Name of airport*
Cochise, Ariz.	Cochise Airport.
Elko, Nev.	Elko Airport.
Pocatello, Idaho	Pocatello Airport.
Reno, Nev.	United Airport.
Rock Springs, Wyo.	Rock Springs Airport.

This amendment shall become effective 0001 E. S. T., September 1, 1942.

C. I. STANTON,
Administrator.

[F. R. Doc. 42-8568; Filed, September 1, 1942; 9:54 a. m.]

[1] 6 F.R. 6822; 7 F.R. 2865, 3466, 4196.

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 3558]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

W. B. SAUNDERS COMPANY, ET AL.

§ 3.27 (b) *Combining or conspiring—To eliminate competition—In conspirators' goods:* § 3.27 (d) *Combining or conspiring—To enhance, maintain or unify prices.* In connection with offer, etc., in commerce, of medical books, and on the part of respondent corporations (constituting, respectively, largest distributors of such books in New York and vicinity, in the Middle West, and in the South and Southwest), entering into, continuing, or carrying out, or directing, instigating, or cooperating in any mutual understanding, agreement, combination, or conspiracy to fix, establish, or maintain the prices of medical books, or to determine, establish, or control the territory in which any of said respondents offers for sale or sells medical books, and pursuant thereto, (1) refraining from offering for sale or selling medical books in any place, locality, or territory; and (2) fixing, establishing, or maintaining any price, discount, or other terms of sale for any medical book or books to any purchaser or class or group of purchasers; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, W. B. Saunders Company, et al., Docket 3558, August 26, 1942]

In the Matter of W. B. Saunders Company; J. B. Lippincott Company; C. V. Mosby Company; Van Antwerp Lea and Christian Febiger, Copartners Doing Business Under the Firm Name and Style of Lea & Febiger; T. H. McKenna, Inc.; Chicago Medical Book Company; J. A. Majors & Company

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of August, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answers of respondents, testimony and other evidence with respect to respondent J. B. Lippincott Company taken before an examiner of the Commission theretofore duly designated by it and briefs filed by said respondent and by counsel for the Commission, and upon certain stipulations as to the facts entered into between W. T. Kelley, Chief Counsel for the Commission, and respondents other than J. B. Lippincott Company which provide, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon said respondents findings as to the facts and conclusion based thereon and an order disposing of the proceeding; and the Commission having made its findings as to the facts and its conclusion that certain of respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondents Chicago Medical Book Company, a corporation, T. H. McKenna, Inc., a corporation, and J. A. Majors & Company, a corporation, their officers, agents, and employees, or any two or more of said respondents, with or without the cooperation of others not parties hereto, in connection with the offering for sale, sale, and distribution of medical books in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from entering into, continuing, or carrying out, or directing, instigating, or cooperating in any mutual understanding, agreement, combination, or conspiracy to fix, establish, or maintain the prices of medical books, or to determine, establish, or control the territory in which any of said respondents offers for sale or sells medical books, and from doing any of the following acts or things pursuant thereto:

1. Refraining from offering for sale or selling medical books in any place, locality, or territory.

2. Fixing, establishing, or maintaining any price, discount, or other terms of sale for any medical book or books to any purchaser or class or group of purchasers.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

It is further ordered, That with respect to respondents W. B. Saunders Company, a corporation, J. B. Lippincott Company, a corporation, C. V. Mosby Company, a corporation, and Van Antwerp Lea and Christian Febiger, copartners trading under the firm name and style of Lea & Febiger, this proceeding be, and the same hereby is closed without prejudice to the right of the Commission, should future facts so warrant, to reopen the same and resume trial thereof in accordance with its regular procedure.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8553; Filed, August 31, 1942; 1:54 p. m.]

[Docket No. 4631]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PRINCESS YARN COMPANY

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.66 (a 7) *Misbranding or mislabeling—Composition:* § 3.96 (a) *Using misleading name—Goods—Composition.* In connection with offer, etc., in commerce, of knitting yarns, and among other things, as in order set forth, (1) using the word "Cashmere", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to

designate, describe, or refer to any product which is not composed entirely of hair of the Cashmere goat; (2) using the word "Angora", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of hair of the Angora goat; (3) using the word "Shetland", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of wool of Shetland sheep raised on the Shetland Islands or the contiguous mainland of Scotland; and (4) using the word "Tweed", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of wool; prohibited, subject to the respective provisions, however, as respects aforesaid prohibitions, that (1) in the case of a product composed in part of hair of the Cashmere goat and in part of other fibers or materials, word "Cashmere" may be used as descriptive of the cashmere fiber content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials; that (2) in the case of a product composed in part of hair of the Angora goat and in part of other fibers or materials, word "Angora" may be used as descriptive of the Angora content, subject to the qualification hereinbefore set forth; that (3) in the case of a product composed in part of wool of Shetland sheep and in part of other fibers or materials, word "Shetland" may be used as descriptive of the Shetland wool content, subject to the aforesaid qualification; and that (4) in the case of a product composed in part of wool and in part of other fibers and materials, word "Tweed" may be used as descriptive of the wool content, subject to the aforesaid qualification; and subject to further proviso that no provision of order in question shall be construed as relieving respondents in any respect of the necessity of complying with the requirements of the Wool Products Labeling Act of 1939 and the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Princess Yarn Company, Docket 4631, August 25, 1942]

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Place—Foreign, in general:* § 3.66 (a 7) *Misbranding or mislabeling—Composition:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Foreign, in general:* § 3.96 (a) *Using misleading name—Goods—Composition:* § 3.96 (a) *Using misleading name—Goods—Source or origin—Place—Foreign, in general.* In connection with offer, etc., in commerce, of knitting yarns, and among other things, as in order set forth, (1) using the word "Scotch", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product not imported from Scotland or made of materials imported from Scotland; and (2) using the word "Saxony", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product not imported from the Province of Saxony or made of materials imported from the Province of Saxony; prohibited, subject, however, to provision as respects former prohibition, that in the case of a product composed in part of wool imported from Scotland and in part of other fibers or materials, word "Scotch" may be used as descriptive of the content imported from Scotland if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials; and subject to provision as respects latter prohibition, that in the case of a product composed in part of wool imported from Saxony and in part of other fibers or materials, word "Saxony" may be used as descriptive of the content imported from the Province of Saxony, subject to aforesaid qualification; and subject to the further proviso that no provision of order in question shall be construed as relieving respondents in any respect of the necessity of complying with the requirements of the Wool Products Labeling Act of 1939 and the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Princess Yarn Company, Docket 4631, August 25, 1942].

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.66 (a 7) *Misbranding or mislabeling—Composition:* § 3.96 (a) *Using misleading name—Goods—Composition.* In connection with offer, etc., in commerce, of knitting yarns, and among other things, as in order set forth, using the word "Silk", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of silk, the product of the cocoon of the silkworm; prohibited, subject to the provision, however, that in the case of material composed in part of silk, the product of the cocoon of the silkworm and in part of other fibers or materials, word "Silk" may be used as descriptive of the content which is silk, the product of the cocoon of the silkworm, if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials; and subject to the further proviso that no provision of order in question shall be construed as relieving respondents in any respect of the necessity of complying with the requirements of the Wool Products Labeling Act of 1939 and the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat, 112; 15 U.S.C., sec. 45b) [Cease and desist order, Princess Yarn Company, Docket 4631, August 25, 1942]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Manufacturer:* § 3.66 (g) *Misbranding or mislabeling—Producer status of dealer or seller:* § 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition.* In connection with offer, etc., in commerce, of knitting yarns, and among other things, as in order set forth, (1) advertising, offering for sale, or selling, products composed in whole or in part of rayon without clearly disclosing such rayon content; and (2) representing or implying by the use of the word "Factory", or in any manner whatsoever, that respondents own, control, or operate a factory in which the yarns they offer for sale or sell are made, or representing or implying in any manner that yarns or other products not manufactured by respondents are manufactured by them; prohibited, subject to provision, however, as respects said first prohibition, that when such products are composed in part of rayon and in part of other fibers or materials, all such fibers or materials, including the rayon, shall be clearly and accurately disclosed; and subject to further proviso that no provision of order in question shall be construed as relieving respondents in any respect of the necessity of complying with the requirements of the Wool Products Labeling Act of 1939 and the rules and regulation promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Princess Yarn Company, Docket 4631, August 25, 1942]

In the Matter of Abraham Welkin and Minnie Welkin, His Wife, Individually and Trading as Princess Yarn Company

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of August, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the amended and supplemental complaint of the Commission, testimony and other evidence in support of and in opposition to the allegations of the complaint taken before an examiner of the Commission theretofore duly designated by it, report of the trial examiner, and brief filed by counsel for the Commission, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondents Abraham Welkin and Minnie Welkin, individually and trading as Princess Yarn Company, or under any other name, jointly or severally, their representatives, agents, or employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or

distribution of knitting yarns in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "Cashmere", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of hair of the Cashmere goat: *Provided, however,* That in the case of a product composed in part of hair of the Cashmere goat and in part of other fibers or materials, such word may be used as descriptive of the cashmere fiber content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

2. Using the word "Angora," or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of hair of the Angora goat: *Provided, however,* That in the case of a product composed in part of hair of the Angora goat and in part of other fibers or materials, such word may be used as descriptive of the angora fiber content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

3. Using the word "Shetland," or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of wool of Shetland sheep raised on the Shetland Islands or the contiguous mainland of Scotland: *Provided, however,* That in the case of a product composed in part of wool of Shetland sheep and in part of other fibers or materials, such word may be used as descriptive of the Shetland wool content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

4. Using the word "Tweed", or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of wool: *Provided, however,* That in the case of a product composed in part of wool and in part of other fibers or materials, such word may be used as descriptive of the wool content if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

5. Using the word "Scotch," or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product not imported from Scotland or made of materials imported from Scotland: *Provided, however,* That in the case of a product composed in part of wool imported from Scotland and in part of other fibers or materials, such word may be used as descriptive of the content imported from Scotland if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

6. Using the word "Saxony," or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product not imported from the Province of Saxony or made of materials imported from the Province of Saxony: *Provided, however,* That in the case of a product composed in part of wool imported from Saxony and in part of other fibers or materials, such word may be used as descriptive of the content imported from the Province of Saxony if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

7. Using the word "Silk," or any simulation thereof, either alone or in connection or conjunction with any other word or words, to designate, describe, or refer to any product which is not composed entirely of silk, the product of the cocoon of the silkworm: *Provided, however,* That in the case of material composed in part of silk, the product of the cocoon of the silkworm and in part of other fibers or materials, such word may be used as descriptive of the content which is silk, the product of the cocoon of the silkworm, if there are used in immediate connection or conjunction therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials;

8. Advertising, offering for sale, or selling, products composed in whole or in part of rayon without clearly disclosing such rayon content; and when products are composed in part of rayon and in part of other fibers or materials, all such fibers or materials, including the rayon, shall be clearly and accurately disclosed;

9. Representing or implying by the use of the word "Factory," or in any manner whatsoever, that respondents own, control, or operate a factory in which the yarns they offer for sale or sell are made, or representing or implying in any manner that yarns or other products not manufactured by respondents are manufactured by them.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

It is further ordered, That no provision of this order to cease and desist shall be construed as relieving respondents in any respect of the necessity of complying with the requirements of the Wool Products Labeling Act of 1939 and the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8552; Filed August 31, 1942; 1:54 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Docket No. A-1444]

PART 335—MINIMUM PRICE SCHEDULE, DISTRICT NO. 15

ORDER GRANTING RELIEF

Order granting relief in the matter of the petition of District Board No. 15 for establishment of price classifications and minimum prices for all shipments except truck for the coals of certain mines in Production Group No. 9 of District No. 15.

A petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937 and Orders Nos. 303 and 305, having been filed with the Bituminous Coal Division by District Board 15 requesting temporary and permanent relief by amending the District 15 minimum price schedule for all shipments except truck as follows:

1. By establishing the price classification "A" for all shipments except truck for the coals of ten mines in Production Group 9 of District 15 in Size Groups 1 to 4, 6, 8 to 10, and 14;

2. By establishing minimum prices 80 cents per ton lower in Size Groups 1 to 3, inclusive, than the truck prices for the mines in Production Group 9 having "A" grade coals; 50 cents per ton lower in Size Group 4; 20 cents per ton lower in Size Group 6; and the same in Size Groups 8 to 10, and 14, for shipment to Market Areas 154 to 157, inclusive, in Arkansas;

3. By establishing minimum prices 50 cents per ton higher than said truck prices in Size Groups 1 to 4, and 9, and 40 cents per ton higher in Size Groups 6, 8, 10, and 14, for the mines in Production Group 9 having "A" grade coals, for shipments to Market Area 212 in Oklahoma and Market Areas 226 and 227;

4. By establishing minimum prices 50 cents per ton higher than said truck prices in Size Groups 1 to 4, 6, 8, and 9, and 40 cents per ton higher in Size Groups 10 and 14 for the mines in Production Group 9 having "A" grade coals, for shipments to Market Area 212 in Texas and Market Areas 228 and 229;

5. By permitting the aforementioned minimum prices to be adjusted to effect an equal delivered price with Production Group 8 coals, but not to exceed a reduction of 60 cents per ton from the schedule prices;

6. By prohibiting said Production Group 9 from establishing the base at any destination in Market Area 212 in Oklahoma and Market Areas 226 and 227;

7. By establishing a minimum price of $2.10 per ton f. o. b. the mine for the coals of the mines in Production Group 9 having "A" grade coals, for railroad locomotive fuel use;

By Order of May 15, 1942, 7 F.R. 3794, temporary relief having been granted by establishing the requested price classifications and minimum prices for said mines;

Pursuant to orders of the Acting Director and after one continuance at the request of petitioner, a hearing having been held in this matter on July 7, 1942, before Examiner Joseph D. Dermody at a hearing room of the Division in Washington, D. C., at which all interested persons were afforded an opportunity to be present and in which they were permitted to participate fully;

The parties having waived the preparation and filing of a report by the Examiner, and the record thereupon having been submitted to the undersigned;

The undersigned having made Findings of Fact and Conclusions of Law, and having rendered an Opinion, which are filed herewith;

Now, therefore, it is ordered, That § 335.5 (*Alphabetical list of code members*), § 335.7 (*General prices; domestic, commercial and industrial coal schedule*) and § 335.8 (*Special prices*—(b) *Railroad locomotive fuel*) in the Schedule of Effective Minimum Prices for District No. 15 for All Shipments Except Truck be and it hereby is amended, effective 15 days from the date of this Order, as follows:

1. By terminating all temporary relief previously granted in this proceeding;

2. By establishing in § 335.5 the price classifications for the ten Production Group 9 mines as set forth in Supplement R–I annexed hereto and made a part hereof;

3. By establishing in § 335.7 minimum prices for the coals of the mines in Production Group 9 having "A" grade coals, by appending thereto a note reading as follows and as appearing in Supplement R–II annexed hereto and made a part hereof:

Production Group 9 "A" grade coals shall deliver at prices not less than those at which Production Group 8 "A" grade coals deliver.

4. By establishing in § 335.8 (b) the railroad locomotive fuel prices, for the coals of the mines in Production Group 9 having "A" grade coals, as set forth in Supplement R–III annexed hereto and made a part hereof.

It is further ordered, That the prayers for relief contained in the petition filed herein be and they hereby are granted to the extent set forth above and denied in all other respects.

Dated: August 22, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 15

NOTE: The material in these supplements is to be read in the light of the classifications, prices, exceptions and other provisions contained in Part 335, Minimum Price Schedule for District No. 15 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 333.5 *Alphabetical list of code members*—Supplement R–I

[Alphabetical list of code members showing price classification by size group for domestic, commercial and industrial use]

Code member	Mine index No.	Mine name	Prod. group No.	Shipping point	Railroad	Frt. origin group No.	Price classification by size group								
							1	2	3	4	6	8	9	10	14
Cleland, Arch (Cleland Coal Company)	538	Cleland	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Dawley Coal Co. (J. W. Samuel)	577	Dawley	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
E. and C. Coal Co	601	E. & C	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Glasco & Miller	649	Glasco & Miller	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Jones Coal Company, Inc., Tom	1611	Tom Jones # 3	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Mitcham, E. M. (Green Briar Coal Company) [1]	1605	Green Briar Coal	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Peters Coal Company (Matt Peters)	1458	No. 1	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Phillips Coal Company (M. F. Jones)	891	Phillips	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
S. H. & S. Coal Company (William Sandmann)	1538	S. H. & S. Coal Co	9	Coalgate, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A
Wells Coal Company	1048	Wells	9	Lehigh, Okla	O. C. A. A	107	A	A	A	A	A	A	A	A	A

"A" is Market Area list price as listed in Price Schedule No. 1.

[1] Change in code membership. Previously classified as Jones Coal Company, Inc., Tom.

§ 335.7 *General prices; domestic, commercial and industrial coal schedule*—Supplement R–II. Section 335.7 in the Schedule of Effective Minimum Prices for District No. 15 for all Shipments Except Truck shall be amended by appending thereto a note reading as follows: Production Group 9 "A" grade coals *shall* deliver at prices not less than those at which Production Group 8 "A" grade coals deliver.

§ 335.8 *Special prices*—(b) *Railroad locomotive fuel*—Supplement R–III. Railroad locomotive fuel schedule—Part 3. Minimum prices f. o. b. mines in cents per ton of 2000 lbs.

PRODUCTION GROUP NO. 9

Railroad locomotive fuel	210

[F. R. Doc. 42–8537; Filed, August 31, 1942; 11:35 a. m.]

[Docket No. A–1533]

PART 335—MINIMUM PRICE SCHEDULE, DISTRICT NO. 15

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 15 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 15.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 15 for all shipments except truck and for truck shipments; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith § 335.5 (*Alphabetical list of code members*) is amended by adding thereto Supplement R, and § 335.24 (*General prices in cents per net ton for shipment into all market areas*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: August 2, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 15

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 335, Minimum Price Schedule for this District and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 335.5 *Alphabetical list of code members*—Supplement R

[Alphabetical list of code members showing price classification by size group for domestic, commercial and industrial use]

Code member	Mine index No.	Mine name	Prod. group No.	Shipping point	Railroad	Freight origin group No.	Price classification by size group													
							1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Elmira Coal Company	48	Elmira	4	Elmira, Missouri	CRI&P-CMStP&P	163	(*) A	(*) A	(*) A	(*) A	(*) C	(*) C	(*) C	(*) C	---- A	(*) C	(*) A	(*) A	A ----	(*) A	(*) A
Pioneer Coal Company, The	1621	Pioneer #3	2	Walker, Missouri	MKT	152															

"A" is Market Area list price as listed in Minimum Price Schedule.

*Previously classified for these size groups. No changes requested.

FOR TRUCK SHIPMENTS

§ 335.24 *General prices in cents per net ton for shipment into all market areas*—Supplement T

Code member	Mine index No.	Mine name	Prod. group No.	County	3" Lump	3" Up	10" x 1½"	10" x 1¼"	3" x 2"	3" x 1¾"	2" x 1¼"	2" x 1"	1¼" Mine run	2" x 0	1¼" x ⅝"	1¼" x ¼" (R)	1¼" x 0 (W)	1¼" x 0 (R)	¼" x 0
					1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Elmira Coal Company	48	Elmira	4	Ray, Missouri	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	....	(*)	(*)	(*)	205	(*)	(*)
Pioneer Coal Company, The	1621	Pioneer No. 3	2	Vernon, Missouri	250	250	250	250	225	210	195	190	210	185	185	170	....	150	35

*Previously priced for these size groups. No changes requested.

[F. R. Doc. 42–8538; Filed, August 31, 1942; 11:35 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Board of Economic Warfare

Subchapter B—Export Control

[Amendment No. XXXI]

PART 804—INDIVIDUAL LICENSES

COAL TAR COLORS, DYES, STAINS, AND COLOR LAKES

Section 804.7[1] *Special provisions concerning applications to export certain commodities* is amended by adding the following new paragraph: * * *

(m) *Coal tar colors, dyes, stains, and color lakes.* All applications for licenses to export coal tar colors, dyes, stains and color lakes must be prepared in accordance with the following requirements:

(1) The color index number must be stated, or, if there is no color index number, the basic organic raw material included in the dye must be specified.

(2) The compounds must be classified according to the following table, stating the quantity of each class:

(i) Acetate.
(ii) Acid.
(iii) Azoic.
(iv) Basic.
(v) Direct.
(vi) Oil and spirit soluble.
(vii) Mordant and chrome.
(viii) Sulphur.

[1] 7 F. R. 5081, 6256.

(ix) Vat—Anthraquinone, indigo, other vats.

(x) Organic pigments.

This amendment shall become effective September 15, 1942.

(Sec. 6, 54 Stat. 714, Public Law 75, 77th Cong., Public Law 638, 77th Cong.; Order No. 3, Delegations of Authority Nos. 25 and 26, 7 F.R. 4951).

F. R. KERR,
Colonel, Infantry
Chief, Export Control Branch,
Office of Exports.

Dated: August 27, 1942.

[F. R. Doc. 42-8570; Filed, September 1, 1942; 10:09 a. m.]

[Amendment No. XXXII]

PART 808—PROCEDURE TO SECURE SHIPPING SPACE TO THE OTHER AMERICAN REPUBLICS

Paragraph (d) *Where to file* of § 808.6 [1] *Application procedure* is hereby amended to read as follows:

§ 808.6 *Application procedure.* * * *

(d) *Where to file.* (1) The application shall be filed with the Export Control Branch, Washington, D. C., except as provided in Subparagraph (2) hereof.

(2) Applications for freight space for shipments which originate in Canada and which are to be transshipped from a United States port, or for shipments which originated in Canada and which are in the United States awaiting transshipment, shall be filed with the Canadian Shipping Priorities Committee, West Block, Ottawa, Canada, on the form prescribed by said Committee.

Subparagraph (2) of paragraph (e) *preparation of application* of § 808.6 *Application procedure* is hereby amended to read as follows:

(e) *Preparation of application.* * * *

(2) Where the applicant desires to ship a number of items destined to one or more ultimate consumers or purchasers from one or more licensees (or one or more exporters in the case of merchandise moving under general license), and the shipment is made by a single consignor to a single consignee, one consolidated application for freight space must be filed if the weight of the shipment exceeds 2240 pounds, except as provided below:

(i) If the proposed shipment includes materials in excess of 2240 pounds carrying an A and/or B shipping rating, and also includes materials in excess of 2240 pounds carrying a C and/or D shipping rating, separate applications may be filed for the material carrying the A and/or B rating and the material carrying the C and/or D rating; or

(ii) If the proposed shipment includes material in excess of 2240 pounds moving under individual license or licenses, and also includes materials in excess of 2240 pounds moving under general license or licenses, separate applications may be filed for the material moving under individual license and the material moving under general license.

(Sec. 6, 54 Stat. 714, Public Law 75, 77th Cong., Public Law 638, 77th Cong.; Order No. 3, Delegations of Authority Nos. 25 and 26, 7 F.R. 4951.)

F. R. KERR,
Colonel, Infantry,
Chief, Export Control Branch
Office of Exports.

Dated: August 28, 1942.

[F. R. Doc. 42-8571; Filed, September 1, 1942; 10:09 a. m.]

Chapter IX—War Production Board

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Amendment 16 to Supplementary Order M-15-b-1]

Section 940.5 *Supplementary Order M-15-b-1* [1] is amended as follows:

1. By changing paragraph (b) (3) thereof to read as follows:

(3) Rubberized fabrics for protective clothing (other than footwear and gloves)	List 3

2. By substituting the attached revised List 3 for List 3 now attached to such order.

(P.D. Reg. 1, as amended, 6 F.R. 6630; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

LIST 3

[Revised effective September 1, 1942]

Specifications for the manufacture of rubberized fabrics for protective clothing (other than footwear and gloves). (1) Except as provided in paragraph (8) hereof, no person shall use any rubber, latex, reclaimed or scrap rubber in the manufacture of rubberized fabrics for protective clothing, except footwear, gloves and industrial occupational protective clothing consisting of pants, coats, jackets, hats, aprons, firemen's and policemen's clothing, parkas, ponchos, and rain suits.

(2) Except as provided in paragraph (8) hereof, the specifications set forth in this revised List 3 shall apply to all purchase orders including war orders and orders placed by any department or agency of the United States Government.

(3) No crude rubber or latex shall be used in compounds for rubberizing the fabrics for these products.

(4) Single coated fabrics shall contain not more than 12 ounces of compounds per square yard.

(5) Double coated fabrics shall contain not more than 19 ounces of compounds per square yard.

(6) Double texture fabrics shall contain not more than 10 ounces of compounds per square yard.

(7) Crude rubber may be used in the manufacture of cements and/or tapes necessary for seaming in the manufacture of these products.

(8) The restrictions and specifications imposed by this revised List 3 shall not apply to:

(i) Rubber life saving suits designed for use by seamen.

(ii) Aviation waders, self-inflating life preservers, dual tube belts and ponchos when required to fill war orders.

(iii) Commercial diving equipment.

(iv) Raincoats and parkas scheduled for delivery to or for the account of the United States Navy at any time prior to October 1, 1942, under the delivery schedules of purchase orders in existence on August 1, 1942.

[F. R. Doc. 42-8577; Filed September 1, 1942; 11:14 a. m.]

PART 942—COTTON LINTERS AND HULL FIBRE

[Amendment 1 to General Preference Order M-12, as Amended July 22, 1942]

Section 942.1 *General Preference Order M-12,* as amended July 22, 1942 [1] is hereby amended in the following respects:

1. By striking paragraph (b) of said section and inserting in lieu thereof the following:

(b) *Restrictions on delivery and use.* (1) On and after August 1, 1942, no person shall deliver hull fibre to any person other than producers of chemical cotton pulp and no person, other than such producers, shall accept delivery of or use hull fibre, subject to the exemption provided for in paragraph (b) (5) hereof and to the provisions covering special permits set forth in paragraph (e) hereof.

(2) On and after September 1, 1942, the effective date of this amendment, no person shall deliver cotton linters to any person other than Commodity Credit Corporation and no person, other than Commodity Credit Corporation, shall accept delivery of cotton linters, subject to the provisions covering deliveries by Commodity Credit Corporation provided for in paragraph (b) (3) hereof, the exemption provided for in paragraph (b) (5) hereof and the provisions covering special permits set forth in paragraph (e) hereof.

(3) Commodity Credit Corporation shall deliver cotton linters only to such persons, in such amounts and from such sources as may from time to time be designated by the Director General for

[1] 7 F.R. 5267.

[1] 7 F.R. 967, 2344, 2346, 2449, 2595, 2782, 3389, 4448, 5019, 5296, 5592, 5603, 5748, 5984, 6071, 6211, 6465, 6676.

[1] 7 F.R. 5639.

Operations, and such persons shall have the right to accept any delivery made pursuant to this paragraph (b) (3).

(4) Producers of chemical cotton pulp shall use cotton linters and hull fibre only in the manufacture of chemical cotton pulp.

(5) The restrictions provided for in paragraphs (b) (1) and (b) (2) hereof, shall not apply to delivery, acceptance of delivery or use of cotton linters or hull fibre acquired or produced prior to August 1, 1942: *Provided, however,* That any such delivery, acceptance of delivery or use shall be subject to all restrictions with respect thereto imposed under General Preference Order No. M–12, as in effect prior to July 22, 1942.

2. By striking paragraph (c) of said section and inserting in lieu thereof the following:

(c) *Compulsory acceptance of orders.* (1) Each producer and each importer of cotton linters shall, to the extent of his production or importation, fill all orders of Commodity Credit Corporation for cotton linters without regard to preference ratings, at not to exceed regularly established prices and terms of sale or payment.

(2) Each producer and each importer of hull fibre shall, to the extent of his production or importation, fill all orders of producers of chemical cotton pulp for hull fibre, in the order in which received and without regard to preference ratings, at not to exceed regularly established prices and terms of sale or payment. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E. O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8576; Filed, September 1, 1942; 11:14 a. m.]

PART 980—RAYON YARN

[Amendment 2 to Supplementary Order M–37–c]

Section 980.4 *Supplementary Order M–37–c*[1] is hereby amended in the following respects:

1. Paragraph (c) is amended to read as follows:

(c) *Directions with respect to export orders.* (1) On and after April 1, 1942, each producer of viscose, acetate or cuprammonium rayon yarn shall, notwithstanding any preference rating which may be served upon him, each day set aside, to the extent that he possesses active spindles capable of producing fine rayon yarn, an amount of such yarn equal to the production of 4% of the total number of his active spindles producing viscose, acetate and cuprammonium rayon yarn, respectively. The yarn thus set aside shall be known as "export yarn," and shall be set aside, as nearly as practicable, in such denier sizes as will fill the producer's orders on hand for such yarn at the time the producer sets his production schedule.

(2) Export yarn shall be disposed of to or for the account of foreign manufacturers on orders placed with the producers for the fulfillment of which export licenses have been secured. Such orders shall show the foreign manufacturer's basic quarterly eligibility for the quarter in which the export yarn is to be exported, the amount thereof to be covered by the particular order, and the amounts thereof covered by orders theretofore booked by any rayon producer.

(3) Each producer shall open his books for the booking of orders for export yarn for any calendar quarter not less than 45 days prior to the commencement of such calendar quarter. Each producer shall continue to book orders for any export yarn not covered by orders already placed, and the export licenses for the fulfillment of which have not been denied, until the close of the calendar quarter.

(4) No producer shall sell or deliver any export yarn to or for the account of any foreign manufacturer in excess of the equivalent of the basic quarterly eligibility shown on such foreign manufacturer's order, less the amounts thereof covered by orders theretofore booked by any rayon producer, as shown thereon.

(5) All export yarn set aside from the production of any one month during any calendar quarterly period, pursuant to the provisions of this order, and which has not been delivered or booked during said month, shall be held for delivery or booking until the end of the said calendar quarterly period, and, if not then booked or delivered, shall, notwithstanding the provisions of General Exports Order M–148, be immediately available for sale to any person otherwise eligible to purchase such yarn.

(6) A foreign manufacturer may place orders for export yarn either directly or through an agent, but no foreign manufacturer shall resell any export yarn in yarn form, unless specifically authorized by the Director General for Operations.

2. Paragraph (d) (5) is amended to read as follows:

(5) In making sales or deliveries of any rayon yarn, no person shall make discriminatory cuts in amounts or quantities between former customers and new customers or between new customers, who meet such person's regularly established prices and terms, and, except as provided in paragraph (d) (1) (ii) (c) no person shall discriminate between such former customers, new customers, and his own consumption of such rayon yarn in any capacity: *Provided, however,* That sales or deliveries of reserved domestic yarn to domestic manufacturers for the manufacture of hosiery pursuant to paragraph (d) (1) (ii) (c) which are not in excess of quantities necessary to permit of economical operation by the manufacturer, taking into account the size of the manufacturer's plant and the equipment therein, shall in no case be considered as resulting in discriminatory acts to others. In determining the regular eligibility for rayon yarn other than reserved domestic yarn and export yarn, of customers of any producer (i. e., the amount of the residual supply, after providing for reserved domestic yarn and export yarn, which the producer will sell to such customer) in accordance with whatever method consistent with this subparagraph is adopted by the producer, amounts of reserved domestic yarn or export yarn to which any customer may be entitled shall not be considered in computing such regular eligibility nor shall such regular eligibility be diminished by the amounts of such reserved domestic yarn or export yarn.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8578; Filed, September 1, 1942; 11:15 a. m.]

PART 1031—MOLASSES

[Amendment 3 to General Preference Order M–54, as Amended March 27, 1942]

1. Section 1031.1 *General Preference Order M–54,* as amended March 27, 1942[1] is hereby amended in the following particulars:

(1) By striking paragraph (a) (18) of said section and inserting the following in lieu thereof:

(18) "Fiscal year" means the twelve month period commencing October 1 and ending September 30.

(2) By striking the words "calendar year" wherever the same occur in paragraph (c) of said section and inserting in lieu thereof the words "fiscal year".

(3) By adding one new paragraph to said section, designated paragraph (o).

(o) *Exemptions.* None of the restrictions, prohibitions or requirements contained in this order shall apply to the delivery, acceptance of delivery or use of molasses outside of the continental United States. (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8579; Filed, September 1, 1942; 11:15 a. m.]

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[1] 7 F.R. 1719, 3660.

[1] 7 F.R. 2384, 3479, 3882.

PART 1104—BICYCLES

[Amendment 2 to General Limitation Order L–52]

WESTFIELD MANUFACTURING CO. AND HUFFMAN MANUFACTURING CO.

Section 1104.1 *General Limitation Order L–52*[1] is hereby amended in the following particulars:

Paragraph (b) (8) is hereby amended by striking out the word "On" at the beginning of the subparagraph and inserting therefor the words, "Except as provided in paragraph (b) (9) of this order, on".

Paragraph (b) is hereby amended by adding at the end thereof the following new subparagraph:

(9) Notwithstanding the provisions of paragraph (b) (8) of this order, but subject to the restrictions stated below, the following bicycle manufacturers may manufacture, during the month of September 1942, and during each calendar month thereafter until otherwise provided by the Director General for Operations, the following number of bicycles:

Name of manufacturer:	*Number of bicycles*
Westfield Manufacturing Co. Westfield, Mass.	6,000
Huffman Manufacturing Co., Dayton, Ohio	4,000

Provided, That,

(i) If at any time during any given month it is necessary to manufacture military type bicycles on direct order of and for direct delivery to the Army and Navy of the United States, the United States Maritime Commission, the War Shipping Administration or the armed forces of any country including those in the Western Hemisphere pursuant to the Act of March 11, 1942, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act), and the manufacture of such military type bicycles at that time would result in the quota of bicycles specified above being exceeded, such quota may be exceeded in any given month to the extent necessary to manufacture such military bicycles, provided that no civilian type bicycles are manufactured thereafter during such month.

(ii) No trade name or trade-mark shall be placed upon any bicycle manufactured after August 31, 1942, pursuant to this subparagraph (b) (9). However, the Westfield Manufacturing Company may place the letter "W" next to the serial number of each bicycle it manufactures, and the Huffman Manufacturing Company may place the letter "H" next to the serial number of each bicycle it manufactures.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8572; Filed, September 1, 1942; 11:14 a. m.]

[1] 7 F.R. 1980, 5509.

PART 1153—FLUORESCENT LIGHTING FIXTURES

[Amendment 3 to Limitation Order L–78]

Section 1153.1 *General Limitation Order L–78*[1], as amended April 23, 1942, and June 13, 1942 is hereby further amended by striking out the last sentence of Amendment No. 2 issued on June 13, 1942 and substituting the following:

Limitation Order L–78 as amended shall continue in effect through the first day of October 1942.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8573; Filed, September 1, 1942; 11:14 a. m.]

PART 1265—CYANAMID

[Amendment 1 to General Preference Order M–165]

Section 1265.1 *General Preference Order M–165*[2] is hereby amended by striking the period at the end of paragraph (a) (1) of said section and inserting at that point the following:

* * * and such term also includes the following derivatives of cyanamid: cyanides, melamine, guanidine and dicyandiamide.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8582; Filed, September 1, 1942; 11:15 a. m.]

PART 1297—MATERIAL ENTERING INTO THE PRODUCTION OF REPLACEMENT PARTS FOR PASSENGER AUTOMOBILES, LIGHT, MEDIUM AND HEAVY MOTOR TRUCKS, TRUCK TRAILERS, PASSENGER CARRIERS AND OFF-THE-HIGHWAY MOTOR VEHICLES

[Amendment 2 to Limitation Order L–158]

Section 1297.1 *Limitation Order L–158*,[3] is further amended in the following particulars:

1. Paragraph (b) (1) *Protection of production schedules* is hereby amended to read as follows:

(b) (1) *Protection of production schedules.* Producers of replacement parts under the terms of this order may, notwithstanding the provisions of Priorities Regulation No. 1 (Part 944), schedule their production of replacement parts as if the orders therefor bore a rating of AA–2X.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42–8574; Filed, September 1, 1942; 11:14 a. m.]

[1] 7 F.R. 2579, 3033, 4474.
[2] 7 F.R. 4164.
[3] 7 F.R. 5127, 5982.

PART 3019—TOILETRIES AND COSMETICS

[Interpretation 1 of General Limitation Order L–171 and Schedules 1 and 2]

The following official interpretation is hereby issued by the Director General for Operations with respect to §§ *3019.1, 3019.2 and 3019.3 General Limitation Order L–171*[1] *and Schedules 1 and 2 to General Limitation Order L–171:*

(a) The word "product", as used in Order L–171 and Schedules 1 and 2 thereto, refers to classes of toiletries and cosmetics, such as those named in Lists 1, 2 and 3, attached to Schedule 1, rather than to the individual items coming within such classes. For example, even though a person has three different types or brands of "cleansing cream" in his line, the product is "cleansing cream", and the three different types or brands are merely varieties of the single product. Thus, in determining permitted production of cleansing cream under Schedule 1, the total production of all three types or brands of cleansing cream during 1941 determines the person's production quota for this product.

Similarly, "tooth cleanser" is the single product, regardless of whether or not a person produces a powder, a paste and a liquid tooth cleanser, and regardless of whether or not one variety comes within List 1 and the other two come within List 2 because of the ingredients contained therein.

Under this interpretation of the word "product," a person may from time to time make changes in the varieties of the product in his line, so long as his production and sales of the product remain within the limitations prescribed by Schedule 1.

The same interpretation of the word "product", of course, applies with regard to the provisions of Schedule 2.

(b) The following calculating procedures should be used in determining quotas under paragraph (b) (1) of Schedule 1:

(1) In determining the total amount of production of a certain toiletry or cosmetic product, as to quantity (bulk), which is permitted under the provisions of paragraph (b) (1) of Schedule 1, a person is required to add together the quantity of this product that he produced under his name or brand and the quantity that he caused to be produced under his name or brand during 1941, and then apply the appropriate percentage

[1] 7 F.R. 5510, 5511.

figure set forth in paragraph (b) (1). This calculation will give the permitted production, as to quantity, of this particular product. This production may be obtained either through the person producing the product himself, or through his causing it to be produced, or both, regardless of how it was obtained in 1941.

In determining the permitted production of the product, as to number of marketable units, the same calculating procedure should be used.

(2) In determining the total amount of a certain toiletry or cosmetic product, as to quantity (bulk), that a person may sell under the provisions of paragraph (b) (1) of Schedule 1, the person is required to take the quantity that he sold under his name or brand during 1941 and then apply the appropriate percentage figure set forth in paragraph (b) (1). This calculation will give the permitted sales, as to quantity, of this particular product.

In determining the total number of marketable units of the product that may be sold, the same calculating procedure should be used.

All provisions of paragraph (b) (1) of Schedule 1 relating to "sales" refer to "gross sales" rather than "net sales."

(c) Some questions have arisen with regard to the determination of the quota under Schedule 1 for a product which includes one or more varieties coming within List 1 and one or more varieties coming within List 2. Any variety of the product coming within List 1 may be produced and sold without limitation. The quota for all varieties (in total) of the product coming within List 2 is determined by taking the entire production and sales of the product (including all varieties thereof) in 1941 and applying the percentages specified for List 2.

(d) Sizes, such as sample sizes and tester sizes, which are not offered for sale nor sold in any manner by the person under whose name or brand they are produced or caused to be produced, are not to be regarded as consumer sizes, or professional or service sizes, under the provisions of Schedule 2.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8575; Filed, September 1, 1942; 11:14 a. m.]

PART 3022—SILVER

[Amendment 1 to Conservation Order M-199]

Section 3022.1 *Conservation Order M-199*[1] is hereby amended as follows:

(a) By adding the following sentence to paragraph (a) (1):

The term does not include alloyed gold produced in accordance with U. S. Commerce Standards CS 51-35 and CS 67-38.

(b) By adding the following sentence at the end of paragraph (a) (7):

The term does not include sand-bobbing, buffing, or polishing an assembled article.

(c) By adding the following subparagraphs to paragraph (a):

(10) The term "deliver" shall not be deemed to include a redelivery of silver to the owner thereof, who is a manufacturer, by a person to whom such owner delivered such silver to be alloyed or processed and returned to such owner for further processing; nor does it include the delivery under the same circumstances by the owner to the person who alloys or processes the silver for the owner.

(11) The term "receive" shall not be deemed to include a receipt of silver by the owner thereof, who is a manufacturer, from a person to whom such owner delivered such silver to be alloyed or processed and returned to such owner for further processing; nor does it include the receipt under the same circumstances from the owner by the person who alloys or processes the silver for the owner.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8580; Filed, September 1, 1942; 11:15 a. m.]

[1] 7 F.R. 5865, and *infra*.

PART 3022—SILVER

[Interpretation 1 of Conservation Order M-199]

The following official interpretation of § 3022.1, of *Conservation Order M-199*,[1] is hereby issued by the Director General for Operations:

Conservation Order M-199 imposes certain limitations upon the amount of foreign silver which a manufacturer may put into process for restricted uses. In many silver manufacturing processes, a manufacturer starts with a certain amount of silver in primary shapes and ends the operation with a large part of such silver in the form of scrap. It is customary for the manufacturer in these cases to have this scrap melted, rolled, or otherwise processed so as to return it to a primary shape in which it can again be subjected to manufacturing processes. This reforming of the silver scrap in some instances is done by the manufacturer himself, in other instances the work is done by others under toll agreement. The question has been presented as to whether the processing of this reformed scrap must be considered as coming within the meaning of the term "put into process" or whether such processing of reformed scrap shall be considered as only the continuation of a processing operation which began when the manufacturer processed for the first time in any form for a restricted use the specific amount of silver from which such scrap was produced.

It is hereby determined that for the purposes of Order M-199, the term "put into process" shall be deemed to cover only the manufacturer's first processing for a restricted use of a given amount of silver. It shall not be deemed to cover the subsequent processing of reformed scrap produced therefrom, whether such reforming is done by the manufacturer himself or by others for him under toll agreement. The term shall be deemed to cover, however, the processing for a restricted use of reformed scrap which was produced in a manufacturing operation which is not restricted under the order.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 1st day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8581; Filed, September 1, 1942; 11:15 a. m.]

[1] 7 F.R. 5865.

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[Amendment 8 to Revised Price Schedule 49[1]]

RESALE OF IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1306.157 is amended to read as hereinafter set forth and a new paragraph (q) is added to § 1306.159.

§1306.157 *Definitions.* * * *

(c) "Iron or steel product" includes all iron or steel ingots, all semi-finished iron or steel products, all finished hot rolled or cold rolled iron or steel products, and all iron or steel products further finished (by galvanizing, enameling, plating, coating, drawing, extruding, or otherwise) in a manner commonly performed at steel works or rolling mills, and shall include all products listed in the table of Capacity and Production for Sale contained in the Annual Statistical Report of the American Iron and Steel Institute for 1939, pages 42-43: *Provided*, That

*Copies may be obtained from the Office of Price Administration.

[1] 7 F.R. 1300, 1836, 2132, 2473, 2540, 3330, 3893, 4342, 5176, 6385.

the term shall not include pig iron. Any iron and steel products as defined above subject to the operations of pickling, cutting by machine or flame, bending and threading of pipe, shall be considered a part of this definition of iron or steel products. This definition includes primes, seconds, wasters and all other off-grade products including used products. The term "iron or steel products" includes concrete reinforcing bars, and structural steel shapes, but not the fabrication thereof except as Price Schedule No. 49 is otherwise amended. The term "iron or steel products" also includes cut nails allocated and sold to distributors under directive order, dated July 23, 1942, issued by the Director of Industry Operations, War Production Board.

§ 1306.159 *Appendix A: Domestic and export maximum prices for iron and steel products.* * * *

(q) The maximum prices for sellers of cut nails specifically allocated and sold to distributors under directive order, dated July 23, 1942, issued by the Director of Industry Operations, War Production Board, shall be as follows:

(1) On sales by those distributors specifically allocated such cut nails, delivered cost from mill plus 50¢ per keg.

(2) On sales by persons who have purchased cut nails from such distributors, delivered cost plus 75¢ per keg.

(3) On sales by any other seller, a price approved by the Office of Price Administration after application by the seller.

(4) The prices set forth in (1), (2) and (3) above shall be f. o. b. seller's warehouse, except that no delivery charge shall be made for deliveries within the seller's customary free delivery area.

§ 1306.158a *Effective dates of amendments.* * * *

(h) Amendment No. 8 (§§ 1306.157 (c) and 1306.159 (q)) to Revised Price Schedule No. 49 shall become effective August 31, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8560; Filed, August 31, 1942; 4:25 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[Amendment 1 to Maximum Price Regulation 200 [1]]

RUBBER HEELS, RUBBER HEELS ATTACHED AND ATTACHING OF RUBBER HEELS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Paragraph (e) (2) in § 1315.1420 is amended and a new § 1315.1419a is added, as set forth below:

§ 1315.1420 *Appendix A—Maximum prices for rubber heels, rubber heels attached and attaching rubber heels.* * * *

(e) * * *

(2) The seller may add to the maximum prices stated in Table I–A for sales to shoe repairmen the same proportion of transportation costs incurred in the delivery of rubber heels, that the seller required purchasers of the same class to pay during March 1942 on deliveries of rubber heels.

* * * * *

§ 1315.1419a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1315.1420 (e) (2); 1315.1419a) to Maximum Price Regulation No. 200 shall become effective September 1, 1942.

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8562; Filed, August 31, 1942; 4:27 p. m.]

PART 1361—FARM EQUIPMENT

[Amendment 1 to Maximum Price Regulation 133 [1]]

RETAIL PRICES FOR FARM EQUIPMENT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of Federal Register.*

Paragraph (c) of § 1361.3 is amended and new § 1361.10a is added as set forth below:

§ 1361.3 *Maximum prices.* * * *

(c) *New complete equipment and parts without suggested retail prices.* The maximum price applicable to the sale at retail of any new complete farm equipment or part for which the manufacturer has not issued a suggested retail price shall be the net price in effect on April 1, 1942, (including all extra charges, but not including any sales, use or gross receipts tax), or, if there was no such price in effect for the item on April 1, 1942, shall be the net cost of the item to the dealer, plus a percentage markup equal to the percentage markup on the most nearly comparable equipment or part for which the manufacturer has issued a current suggested retail price, except that the maximum price applicable to the sale of any binder twine by any dealer shall be determined by applying to the net invoice cost of such twine, not to exceed the maximum price, a percentage markup equal to the average percentage markup over net invoice cost realized by the same dealer on the sale of binder twine during the 1941 selling season.

§ 1361.10a *Effective dates of amendments.* Amendment No. 1 (§§ 1361.3 (c) and 1361.10a) to Maximum Price Regulation No. 133 shall become effective September 5, 1942.

(Pub. Law No. 421, 77th Cong.)

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8563; Filed, August 31, 1942; 4:26 p. m.]

PART 1387—SILVER

[Amendment 1 to Maximum Price Regulation 198 [1]]

IMPORTS OF SILVER BULLION

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In § 1387.1 paragraph (a) is amended and a new paragraph (d) is added, and a new § 1387.9a is added, as set forth below:

§ 1387.1 *Maximum prices at which silver bullion may be imported.* (a) On and after August 31, 1942, regardless of any contract, agreement, lease or other obligation, except as provided in paragraph (d) of this section, no person in the course of trade or business shall import, or agree, offer, solicit or attempt to import:

(1) Silver bullion in the form of standard commercial bars at a price higher than 45 cents per troy ounce, f. o. b. New York City or San Francisco; or, if such silver bullion is delivered to the importer at a point other than New York City or San Francisco, at a price higher than 45 cents per troy ounce, *plus* the transportation charges from the point of shipment to the point of destination, *minus* the transportation charges from the point of shipment to New York City or to San Francisco, whichever are lower.

(2) Silver bullion in any form other than standard commercial bars, or of a quality, grade, or degree of fineness different from that of standard commercial bars, at a price higher than that determined by the Administrator.

* * * * *

(d) Until September 30, 1942, notwithstanding any of the foregoing provisions of this section, any person may receive and pay for silver bullion pursuant to any contract entered into prior to August 10, 1942, at prices in excess of the maximum prices established by this regulation: *Provided,* That every such contract shall be reported to the Office of Price Administration on or before September 30, 1942. Every such report shall contain:

(1) The names and addresses of the importer, of the seller, and of any agent,

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[1] 7 F.R. 6259.

*Copies may be obtained from the Office of Price Administration.

[1] 7 F.R. 3185.

[1] 7 F.R. 6083.

broker or other intermediary acting for either party to the transaction;

(2) A description of the silver bullion covered by such contract, including the quantity involved;

(3) The date of the contract;

(4) The contract price, including delivery terms;

(5) The quantity delivered under the contract, the delivery dates, and the date on which settlement was made.

* * * * *

§ 1387.9a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1387.1 and 1387.9a) to Maximum Price Regulation No. 198 shall become effective August 31, 1942.

Pub. Law 421, 77th Cong.

Issued this 29th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8565; Filed, August 31, 1942; 4:28 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Amendment 4 to Maximum Rent Regulation 22A]

HOTELS AND ROOMING HOUSES

PUGET SOUND DEFENSE-RENTAL AREA

The first sentence of § 1388.1557 (a) of Maximum Rent Regulation No. 22A[1] is hereby amended to read as follows:

§ 1388.1557 *Registration.* (a) On or before August 31, 1942 (or, as to rooms within the Puget Sound Defense-Rental Area, on or before September 21, 1942), every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement.

* * * * *

§ 1388.1564a *Effective dates of amendments.* * * *

(d) Amendment No. 4 (§ 1388.1557 (a)) to Maximum Rent Regulation No. 22A shall become effective August 31, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8561; Filed, August 31, 1942; 4:28 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[Amendment 11 to Maximum Price Regulation 136, as Amended[2]]

MACHINES AND PARTS AND MACHINERY SERVICES

DEFENSE PLANT CORPORATION

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

New subparagraph (9) is added to § 1390.25 (c) and new paragraph (k) is added to § 1390.31a as set forth below:

§ 1390.25 *Petitions for amendment or adjustment.* * * *

(c) *Amendments.* * * *

(9) *Defense Plant Corporation.* The provisions of this Maximum Price Regulation No. 136, as amended, shall not apply to the sale by any distiller to the Defense Plant Corporation of any still or fractionating column, or part thereof, installed or held as spare operating equipment.

§ 1390.31a *Effective dates of amendments.* * * *

(k) Amendment No. 11 (§ 1390.25 (c) (9)) to Maximum Price Regulation No. 136, as amended, shall become effective August 28, 1942.

(Pub. Law No. 421, 77th Cong.)

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8558; Filed, August 31, 1942; 4:25 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[Amendment 13 to Maximum Price Regulation 136,[1] as Amended]

MACHINES AND PARTS, AND MACHINERY SERVICES

ELECTRIC STORAGE BATTERIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1390.31 is amended as set forth below:

§ 1390.31 *Effective date.* This Maximum Price Regulation No. 136, as amended,[2] (§§ 1390.1 to 1390.34 inclusive) shall become effective July 22, 1942, except that this Maximum Price Regulation No. 136, as amended, shall not apply to sales or deliveries of electric storage batteries until October 1, 1942.

§ 1390.31a *Effective dates of amendments.* * * *

(m) Amendment No. 13 (§ 1390.31) to Maximum Price Regulation No. 136, as amended, shall become effective September 1, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 31st of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8559; Filed, August 31, 1942; 4:25 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Amendment 10 to Rationing Order 3[1]]

SUGAR RATIONING REGULATIONS

Two new sections §§ 1407.86a and 1407.244 are added as set forth below:

Institutional and Industrial Users

* * * * *

§ 1407.86a *Increases in allotments based on increases in population.* (a) A registering unit which in 1941 delivered, to a county designated in § 1407.244, Schedule D, of Rationing Order No. 3, products with respect to which it has a sugar base for industrial use, shall be entitled to have the allotment on that sugar base increased by the percentage shown for such county in schedule D, multiplied by the percentage which the amount of sugar it used in such products, delivered in 1941 to such county, represents of the total amount of sugar it used in such products delivered in 1941. Deliveries, as used in this section, refer to final deliveries, directly or by independent carrier, but do not include deliveries to the Army or Navy of the United States or to persons specified in § 1407.183 (b). The registering unit shall include as its 1941 deliveries to a designated county: (1) deliveries of such products in 1941 by the registering unit to all places in such county not listed in paragraph (b), and (2) deliveries of such products in 1941, with or without further processing, by persons referred to in paragraph (b) from places listed in paragraph (b), wherever located, to all places in such county not so listed.

(b) The places referred to in paragraph (a) are as follows:

(1) An industrial user establishment or warehouse included within the registering unit, or

(2) A plant or warehouse of the owner of the registering unit, or

(3) A plant or warehouse of a person having an exclusive contract to process and distribute, or distribute without processing, in more than one county, products of the registering unit, or

(4) A plant or warehouse of a person owning more than 50 per cent of the stock of the owner of the registering unit, or a plant or warehouse of a corporation or other organization more than 50 per cent of the stock of which is owned by such person or by the owner of the registering unit.

(c) The allotments to be increased by this section shall be the allotments for industrial use provided by § 1407.86 (a) and (c) of Rationing Order No. 3. A registering unit shall be entitled to such increase for each period commencing on or after September 1, 1942.

(d) Application for the increase in allotment provided by this section shall be made for each period at the times

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[1] 7 F.R. 4787, 4901, 5645, 5812, 5912, 6221.
[2] 7 F.R. 5047, 5362, 5665, 5909, 6426, 6682.

*Copies may be obtained from the Office of Price Administration.

[1] 7 F.R. 5047, 5362, 5665, 5908, 6425, 6682.
[2] See amendment 11, *supra*.

[1] 7 F.R. 2966, 3242, 3783, 4545, 4618, 5193, 5361, 6084.

and under the conditions specified in § 1407.86 (b) of Rationing Order No. 3, except that application for the full increase in allotment for the period commencing September 1, 1942 may be made at any time before November 6, 1942. The first application for such increase in allotment shall be made on OPA Form No. R–315 (Special Purpose Application). It shall state facts showing that the registering unit is entitled to the increase applied for and shall include such other information as the Office of Price Administration may require. Subsequent applications for such increase shall be made in the manner specified for applications for the allotment provided by § 1407.86 (a) of Rationing Order No. 3. A registering unit which applies for the increase in allotment provided by this section shall preserve for not less than two years the journals, ledgers, and other records and reports which it used in determining such increase. They shall be kept in the office of the registering unit and shall be made available for inspection by the Office of Price Administration and the Board.

Effective Date

§ 1407.222 *Effective dates of amendments* * * *

(j) Amendment No. 10 (§§ 1407.86a and 1407.244) shall become effective September 5, 1942.

SCHEDULES

§ 1407.244 *Schedule D: Counties which have had a substantial increase in population and the percentage for each such county.*

State	County	Percentage
Alabama	Barbour	15
	Calhoun	10
	Chilton	40
	Dale	10
	De Kalb	15
	Jefferson	10
	Lauderdale	10
	Madison	10
	Mobile	30
	Montgomery	20
	Shelby	10
	Sumter	15
	Talladega	30
Arizona	Coconino	20
	Greenlee	30
	Yuma	30
Arkansas	Baxter	10
	Desha	10
	Jefferson	15
	Miller	15
	Pulaski	10
	Sebastian	30
	White	30
California	Contra Costa	30
	Inyo	20
	San Diego	30
	San Luis Obispo	20
	San Mateo	10
	Santa Barbara	10
	Shasta	10
	Solano	50
	Yuba	80
Colorado	El Paso	30
Connecticut	Hartford	10
Delaware	Sussex	10
District of Columbia	District of Columbia	15
Florida	Bay	20
	Clay	30
	Duval	20
	Escambia	10
	Gulf	10
	Highlands	15
	Leon	10
	Monroe	20
	Okaloosa	10
	Bradford	70
Georgia	Berrien	30
	Bibb	10
	Camden	10
	Chatham	10
	Chattooga	10
	Dougherty	15
	Liberty	50
	Muscogee	15
	Richmond	10
	Stephens	10
Idaho	Bonneville	30
	Clark	10
	Elmore	20
	Valley	10
Illinois	Champaign	10
	Du Page	10
	Hardin	10
	Madison	10
	Saint Clair	10
	Winnebago	10
Indiana	Bartholomew	10
	Clark	20
	Floyd	10
	Johnson	60
	La Porte	10
	Marian	10
	Porter	10
	Scott	10
	Starke	20
Iowa	Des Moines	20
Kansas	Sedgwick	20
	Johnson	10
	Labette	15
Kentucky	Jefferson	10
	Union	70
Louisiana	Beauregard	10
	Calcasieu	10
	East Baton Rouge	20
	Jefferson	10
	La Salle	20
	Rapides	20
	Saint Mary	10
	Vernon	30
Maine	Piscataquis	50
	York	10
Maryland	Baltimore	20
	Charles	10
	Harford	15
	Howard	10
	Montgomery	20
	Prince Georges	20
Massachusetts	Barnstable	10
Michigan	Macomb	20
	Missaukee	10
	Oakland	10
	Wayne	10
Minnesota	None	------
Mississippi	Forrest	30
	Jackson	30
	Lowndes	10
	Hinds	10
Missouri	Boone	10
	Newton	50
	Phelps	20
	Pulaski	30
	St. Charles	10
	St. Louis	10
Montana	Treasure	20
Nebraska	Deuel	30
Nevada	Clark	110
	Lander	10
	Mineral	90
	Nye	10
New Hampshire	Rockingham	10
New Jersey	Gloucester	10
	Middlesex	10
New Mexico	Bernalillo	20
	Chaves	15
	Eddy	10
	Hidalgo	30
	Otero	10
New York	Tompkins	10
North Carolina	Cumberland	10
	New Hanover	30
	Hyde	10
North Carolina	Onslow	50
	Orange	10
North Dakota	Mercer	10
Ohio	Greene	10
	Hamilton	10
	Montgomery	10
	Portage	10
Oklahoma	Comanche	10
	Mayes	20
	Muskogee	40
	Tulsa	10
Oregon	Benton	20
	Linn	40
	Umatilla	10
Pennsylvania	Cambria	10
	Delaware	10
Rhode Island	Kent	10
South Carolina	Charleston	20
	Dorchester	10
	Richland	20
South Dakota	None	------
Tennessee	Blount	15
	Hamilton	10
	Jefferson	15
	Loudon	10
	Montgomery	30
	Polk	10
	Coffee	20
Texas	Bastrop	70
	Bell	30
	Bowie	40
	Brazoria	50
	Brazos	10
	Brown	30
	Cochran	20
	Dallas	10
	El Paso	10
	Galveston	10
	Hall	15
	Hockley	30
	Jefferson	10
	Kleberg	20
	Lubbock	10
	Marion	15
	Matagorda	10
	Midland	20
	Moore	30
	Nueces	30
	Oldham	15
	Orange	70
	Palo Pinto	15
	Taylor	15
	Terry	30
	Zapata	10
	Jackson	10
	Hansford	10
	Tarrant	10
Utah	Davis	15
	Salt Lake	10
	Tooele	10
	Weber	20
Vermont	Addison	10
Virginia	Arlington	30
	Henry	10
	King George	10
	Montgomery	60
	Norfolk	20
	Nottoway	90
	Princess Anne	20
	Pulaski	20
	Tazewell	10
	Warwick	50
	York	10
	Fairfax	20
Washington	Clark	20
	Franklin	10
	King	10
	Kitsap	70
	Mason	15
West Virginia	Gilmer	10
	Monongalia	10
Wisconsin	None	------
Wyoming	None	------

(Pub. Law 421, 77th Cong. 2d Sess., WPB Dir. No. 1 and Supp. Dir. No. 1E.)

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42–8564; Filed, August 31, 1942; 4:25 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Amendment 24 to General Maximum Price Regulation [1]]

MAIL ORDER ESTABLISHMENTS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

In § 1499.13 new subparagraphs (1) and (2) are added to paragraph (a), as set forth below:

§ 1499.13 *Maximum prices of cost-of-living commodities: statement, marking, or posting.* (a) * * *

(1) Every mail order establishment selling commodities at retail shall in place of the above requirements post its maximum prices for cost-of-living commodities in one of the following manners in catalogs or flyers published after the effective date of this amendment:

(i) State the maximum price for each cost-of-living commodity listed in each catalog or flyer issued by it at the place in the catalog or flyer where such commodity is listed. The maximum price shall be stated substantially as follows: "Ceiling price $_____;" or "Our ceiling $_____;" or,

(ii) Print on the front cover, or on the page immediately following, of all catalogs or flyers hereafter issued, substantially the following statement: "All the prices in the present catalog are our ceiling prices with the exception of" (here shall follow a list of the commodities offered for sale below the ceiling prices, and the ceiling prices of such commodities, or the purchaser may be referred to another page in the catalog or flyer on which such a list appears).

(2) Any mail order establishment may apply to the Office of Price Administration for permission to deviate from the requirements in subparagraph (1). The application shall state why such requirements are inequitable or inappropriate as applied to the applicant's business, and shall show that the requested method of posting is substantially in line with the requirements of posting for mail order establishments set forth in subparagraph (1).

§ 1499.23 (a) *Effective dates of amendments.* * * *

(y) Amendment No. 24 (§ 1499.13 (a) (1)) to General Maximum Price Regulation shall become effective September 5, 1942.

(Pub. Law 421, 77th Cong.).

Issued this 31st day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8567; Filed, August 31, 1942; 4:27 p. m.]

*Copies may be obtained from the Office of Price Administration.

[1] 7 F.R. 3153, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5276, 5365, 5445, 5484, 5665, 5775, 5783, 5784, 6007, 6058, 6082, 6216, 6616, 6795

PART 1499—COMMODITIES AND SERVICES

[Amendment 15 to Supplementary Regulation 14 [1] of the General Maximum Price Regulation [2]]

SALES OF SILVER BULLION PRODUCED FROM IMPORTED ORES AND ORE CONCENTRATES

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

A new subparagraph (15) is added to paragraph (a) of § 1499.73 as set forth below:

§ 1499.73 *Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services and transactions.* (a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for the commodities, services and transactions listed below are modified as hereinafter provided:

* * * * * *

(15) *Sales of silver bullion produced from imported ores and ore concentrates.* —(i) *Maximum prices for sales by refiners.* On and after August 31, 1942, the maximum price at which any refiner may sell or deliver silver bullion which he has produced from imported ores or ore concentrates shall be the maximum price for such silver bullion established by § 1499.2 of the General Maximum Price Regulation *plus* 9.625 cents per troy ounce 0.999 fine.

(ii) *Records and certification.* On and after August 31, 1942, every sale of silver bullion produced from imported ores or ore concentrates shall be invoiced by the refiner. The original invoice shall be delivered to the buyer, who shall preserve every such invoice for inspection by the Office of Price Administration for a period of not less than two years, and the seller shall preserve a copy of every such invoice for the same period. Each such invoice shall contain:

(*a*) the names and addresses of the refiner and the buyer; (*b*) a description of the silver bullion sold, including the quantity and the degree of fineness; (*c*) a statement of the price charged; and (*d*) the following certificate by the refiner:

I (We) hereby certify that the silver bullion covered by this invoice is silver which I (We) have produced from imported ores or ore concentrates, and that the prices charged therefor are not in excess of the maximum prices established by the said § 1499.73 (a) (15).

(iii) *Reports.* On or before the twentieth day of each month, beginning October 20, 1942, every refiner shall file with the Office of Price Administration, Washington, D. C., a report of all silver bullion sold by him during the preceding calendar month: *Provided*, That the first report so filed shall cover the period from August 31, 1942, to September 30, 1942, inclusive. Each such report shall set forth: (*a*) the names and addresses of the persons to whom the refiner sold silver bullion during the period covered by the report; (*b*) the total quantity, by kind or grade, of silver bullion sold to each buyer during the period covered by the report; and (*c*) the price charged.

(iv) *Definitions.* For the purposes of this § 1499.73 (a) (15), the term:

(*a*) "Silver bullion" means silver which has been melted, smelted or refined, and which is in such state or condition that its value depends primarily upon the silver content and not upon its form.

(*b*) "Imported" ores or ore concentrates means ores or ore concentrates which have been brought into the United States, its Territories or possessions, or the District of Columbia, from any place outside the United States, its Territories and possessions, and the District of Columbia.

(*c*) "Refiner" includes any person regularly engaged in the business of melting, smelting or refining ores or ore concentrates and any person who has ores or ore concentrates melted, smelted or refined for his account by another person under a toll or conversion agreement. For the purposes of this § 1499.73 (a) (15) the latter person shall be considered as having "produced" the silver bullion.

(b) *Effective dates.* * * *

(16) Amendment No. 15 to Supplementary Regulation No. 14 (§ 1499.73 (a) (15)), shall become effective August 31, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 29th day of August 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8566; Filed, August 31, 1942; 4:27 p. m.]

[1] 7 F.R. 5486, 5709, 5911, 6018, 6271, 6369, 6477, 6473, 6774, 6775, 6776.

[2] 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5276, 5192, 5365, 5445, 5565, 5484, 5775, 5784, 5783, 6058, 6081, 6007, 6216.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

DORSEYS (COLLEGE) CREEK, MD.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), the provisions of § 203.315 of Bridge Regulations are amended, both as to title and regulations, as follows:

§ 203.315 *Dorseys (College) Creek, Md.; bridges of the Maryland State Roads Commission (highway) and the Baltimore and Annapolis Railroad Company (railroad) at Annapolis, Md.* (a) The owners of, or agencies controlling, the bridges will not be required to keep draw

tenders in constant attendance at the above-named bridges.

(b) Whenever a vessel, unable to pass under a closed bridge desires to pass through the draw, at least 5 hours' advance notice to that effect shall be given to the owner's or controlling agency's authorized representative at Annapolis, Maryland.

(c) Upon receipt of such notice, the authorized representative, in compliance therewith, shall arrange for the prompt opening of the draw at the time specified in the notice for the passage of the vessel.

(d) The owners of, or agencies controlling, the bridges shall keep conspicuously posted on both the upstream and downstream sides of the bridges, in such manner that it can easily be read at any time, a copy of these regulations, together with notice stating exactly how the representatives specified in paragraph (b) may be reached.

(e) The operating machinery of the draws shall be maintained in a serviceable condition, and the draws opened and closed at least once each month to make certain that the machinery is in proper order for satisfactory operation. (Sec. 5, 28 Stat. 362; 33 U.S.C. 499) [Regs. August 24, 1942 (CE 6374 (College Creek, Md.)—SPEON)]

[SEAL] H. B. LEWIS,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 42-8557; Filed, August 31, 1942; 3:29 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter III—Grazing Service

PART 502—LIST OF ORDERS CREATING OR MODIFYING GRAZING DISTRICTS

MODIFICATION OF NEW MEXICO GRAZING DISTRICTS NOS. 1 AND 7

Under and pursuant to the authority vested in me by the provisions of the act of June 28, 1934 (48 Stat. 1269, 43 U. S. Code, sec. 315, *et seq.*), as amended, commonly known as the Taylor Grazing Act, the following-described lands, now embraced within New Mexico Grazing District No. 1, are hereby excluded from Grazing District No. 1, and added to New Mexico Grazing District No. 7:*

NEW MEXICO

NEW MEXICO PRINCIPAL MERIDIAN

T. 18 N., R. 3 W.,
Secs. 4 to 9,
Secs. 16 to 21, and
Secs. 28 to 30, inclusive;
T. 19 N., R. 3 W.,
Sec. 7,
Secs. 18 to 21, and
Secs. 28 to 33, inclusive;
T. 17 N., R. 4 W.,
Secs. 1 to 11 and
Secs. 17 to 20, inclusive, and
Secs. 29 and 30;
Tps. 18 and 19 N., R. 4 W., all;
T. 20 N., R. 4 W.,
Secs. 4 to 9, inclusive;
Sec. 10, S½NE¼, NW¼, S½;
Secs. 15 to 22 and
Secs. 27 to 34, inclusive;
T. 17 N., R. 5 W.,
Secs. 1 to 31, inclusive;
T. 21 N., R. 5 W.,
Secs. 1 to 9, inclusive;
Sec. 10, N½;
Sec. 11, N½;
Sec. 12, N½;
Secs. 16 to 21 and
Secs. 28 to 33, inclusive.

*Affects tabulations in § 502.1e.

It is further ordered that the departmental Navajo-Indian withdrawal of July 8, 1931, be revoked as far as it affects the above-described lands and also the following-described lands within the boundaries of New Mexico Grazing District No. 1 and not excluded therefrom by this order:

NEW MEXICO PRINCIPAL MERIDIAN

T. 18 N., R. 3 W.,
Secs. 1 to 3,
Secs. 10 to 15,
Secs. 22 to 27, and
Secs. 31 to 36, inclusive;
T. 19 N., R. 3 W.,
Secs. 1 to 6, inclusive;
Secs. 8 to 17,
Secs. 22 to 27, and
Secs. 34 to 36, inclusive;
T. 17 N., R. 4 W.,
Secs. 12 to 16,
Secs. 21 to 28, and
Secs. 31 to 36, inclusive;
T. 20 N., R. 4 W.,
Secs. 1 to 3, inclusive;
Sec. 10, N½NE¼;
Secs. 11 to 14,
Secs. 23 to 26, and
Secs. 35 and 36;
T. 21 N., R. 4 W., all;
T. 17 N., R. 5 W.,
Secs. 32 to 36, inclusive;
T. 21 N., R. 5 W.,
Sec. 10, S½;
Sec. 11, S½;
Sec. 12, S½;
Secs. 13 to 15,
Secs. 22 to 27, and
Secs. 34 to 36, inclusive.

The Rules for the Administration of New Mexico Grazing District No. 7, as amended, shall be effective as to the above-described lands hereby added to said New Mexico Grazing District No. 7, and the Federal Range Code, as revised, shall be effective as to the above-described lands not excluded from said New Mexico Grazing District No. 1, from and after the date of publication of this order in the FEDERAL REGISTER.

ABE FORTAS,
Acting Secretary of the Interior.

AUGUST 19, 1942.

[F. R. Doc. 42-8569; Filed, September 1, 1942; 9:54 a. m.]

TITLE 46—SHIPPING

Chapter IV—War Shipping Administration

GENERAL ORDERS AND SUPPLEMENTS

Corrections

In the recodification of General Orders and Supplements published in the FEDERAL REGISTER of August 19th, 1942, beginning at page 6537, the following corrections should be made:

Page 6537, column 1, index of General Orders: General Order No. 6 should read "§§ 305.1 to 305.42, inclusive."

General Order No. 11, Supplement 1-B should read "Amendment to § 302.56".

Page 6546, column 1, line 8, the date should read "June 19th, 1942".

Page 6546, column 2, § 302.50 *Uniform time charter for requisitioned and other dry cargo vessels,* strike out the following paragraph:

"(c) The uniform terms and conditions designated Part II applicable to all dry cargo vessels time chartered by the War Shipping Administration, which shall be incorporated by reference in and need not be attached to Part I of the Charter, shall be as follows:"

Page 6551, column 3, General Order No. 11, Supp. 1-B reading: "Amendment to § 302.55 (Warshipoiltime)" should read "Amendment to § 302.56" and should follow immediately after General Order 11, Supp. 1-A, at the bottom of column 1, Page 6555.

By order of the War Shipping Administrator.

[SEAL] A. J. WILLIAMS,
Assistant Secretary.

AUGUST 31, 1942.

[F. R. Doc. 42-8555; Filed, August 31, 1942; 2:30 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-1593]

DISTRICT BOARD NO. 8

NOTICE OF AND ORDER FOR HEARING

In the matter of the petition of District Board No. 8 for a change of price classifications and minimum prices for all shipments except truck for the coals of Martin 8-H Mine, Mine Index No. 321 of Utilities Elkhorn Coal Company, District No. 8.

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on October 13, 1942, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That W. A. Cuff or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, take evidence, to continue said hearing from time to time, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other

duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in this proceeding and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before October 6, 1942.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervention or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to a petition filed with the Division by District Board No. 8 requesting that the Price Classification of "L," in Size Groups 18–21, for all shipments except truck, now established for the coals of Martin H. Mine, Mine Index No. 321 of Utilities Elkhorn Coal Company, be changed to a classification of "H."

Dated: August 31, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42–8583; Filed, September 1, 1942; 11:34 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 1 Under Revised Price Schedule 84—Radio Receiver and Phonograph Parts]

GOAT METAL STAMPINGS, INC.

APPROVAL OF MAXIMUM PRICES

Correction

In the first column on page 6751 of the issue for Wednesday, August 26, 1942, the figure "8" in the fourth line of the paragraph designated "(c)" should read "84."

FEDERAL TRADE COMMISSION.

[Docket No. 4823]

FRAERING BROKERAGE COMPANY, INC.

COMPLAINT AND NOTICE OF HEARING

In the matter of Fraering Brokerage Company, Inc., a corporation.

The Federal Trade Commission, having reason to believe that the party respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, has violated and is now violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent Fraering Brokerage Company, Inc., is a corporation organized and existing under the laws of the State of Louisiana, with its principal office and place of business located at 423 South Front Street, New Orleans, Louisiana. Respondent was organized, as stated in its corporate charter, for the purpose of buying and selling merchandise for its own account, as well as to buy and sell merchandise on a brokerage or commission basis for the accounts of others. Respondent operates two branch offices and warehouses, one of which is located at Alexandria, Louisiana, and the other at Jackson, Mississippi.

PAR. 2. Respondent is now and for many years last past has been engaged in business, principally as a jobber, buying in its own name for resale various canned foods, dried fruit, canned fish and other miscellaneous merchandise, and reselling such products. To a minor extent respondent acts as a broker of canned foods, dried fruits, canned fish and other miscellaneous merchandise.

PAR. 3. Respondent in the course and conduct of its said business as a jobber purchases a substantial portion of its requirements of canned foods, dried fruits, canned fish and other miscellaneous merchandise from sellers located in states other than the states in which respondent is located. Pursuant to respondent's purchase orders and instructions such commodities are caused to be shipped and transported by the respective sellers thereof across state lines to the respondent or to respondent's customers.

PAR. 4. Respondent since June 19, 1936, in connection with the purchase of its requirements of canned foods, dried fruits, canned fish and other miscellaneous merchandise in interstate commerce in its own behalf and for its own account for resale from numerous sellers located in states other than the state where respondent is located, has been and is now receiving and accepting from numerous sellers of said canned foods, dried fruits, canned fish and other miscellaneous merchandise, brokerage fees or allowances and discounts, in lieu of brokerage in substantial amounts.

The respondent receives such brokerage fees, discounts and allowances in lieu thereof in many ways, including the following four specified ways, and others:

1. By purchasing canned foods, dried fruits, canned fish and other miscellaneous merchandise from sellers at prices lower than the same sellers sell such commodities and commodities of like grade and quality to other purchasers;

2. By various methods obtaining such commodities at prices that are lower than the prices at which such commodities and commodities of like grade and quality are sold by such sellers to other purchasers, by an amount which reflects all, or a part, of the brokerage fees currently being paid by such sellers to brokers for the selling of such commodities in behalf of such sellers;

3. By making deductions in lieu of brokerage from the invoices of certain sellers when paying such invoices;

4. By receiving from certain sellers monthly rebate checks representing the customary brokerage fees of such sellers.

PAR. 5. A representative but incomplete list of sellers who since June 19, 1936, have sold and delivered canned foods, dried fruits, canned fish and other miscellaneous merchandise to respondent for its own account, and who have allowed, granted, and paid, directly or indirectly, as hereinabove set out, or otherwise, brokerage fees or allowances or discounts in lieu thereof on respondent's purchases for its own account from said sellers is as follows:

C. C. Lang & Son, Inc., Baltimore, Maryland;
Richmond-Chase Company, San Jose, California;
The Hills Brothers Co., New York City;
Taormina Corporation, Donna, Texas;
Bonner Packing Company, Fresno, California;
C. H. Musselman Company, Biglerville, Pennsylvania;
Dillon Candy Company, Inc., Jacksonville, Florida.

PAR. 6. The receipt and acceptance by the respondent of brokerage fees or allowances and discounts in lieu of brokerage by respondent as set forth above is in violation of subsection (c) of section 2 of the Clayton Act, as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 26th day of August, A. D., 1942, issues its complaint against said respondent.

Notice

Notice is hereby given you, Fraering Brokerage Company, Inc., respondent herein, that the 2nd day of October, A. D., 1942, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The Rules of Practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days

from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

* * * * *

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 26th day of August, A. D., 1942.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8554; Filed, August 31, 1942; 1:54 p. m.]

OFFICE OF THE ALIEN PROPERTY CUSTODIAN.

[Vesting Order 47]

VESTING OF CERTAIN PATENTS

Corrections

A portion of the table appearing in the first column of page 5733 of the issue for Tuesday, July 28, 1942, is incorrect. Beginning with No. 2,145,836 and following through No. 2,417,372, the patent numbers, dates, names of inventors, and titles should be replaced by the following:

2,144,836	1/24/39	H. L. Dietrich	Arrangement for Duplex Operation.
2,145,286	1/31/39	W. Beuermann	Direction Finder.
2,145,288	1/31/39	O. Bohm et al	Method of and Means for Influencing the Field of Sound.
2,145,318	1/31/39	W. Schenk et al	Loudspeaker Arragement.
2,145,676	1/31/39	E. Zepler	Multiwave Range Receiver.
2,146,526	2/ 7/39	W. Buschbeck	Freqeuncy Measurement Means.
2,146,769	2/14/39	O. Schriever et al	Separately Controlled Relaxation Oscillator.
2,146,994	2/14/39	F. Schroter et al	Television Screen.
2,147,229	2/14/39	R. Andrieu	Oscillation Producing System.
2,147,372	2/14/39	M. Knoll	Cathode Ray Tube.